

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Social Welfare Department – Case under the Prevention of Corruption Act, 1988 against Sri D.Chandrasekhar Shastry, Hostel Welfare Officer, Social Welfare (SC) Hostel for Boys, Settur, (now Retired), Anantapur District – Sanction of Prosecution – Orders – Issued.

SOCIAL WELFARE (Ser.II.2) DEPARTMENT

G.O.Ms.No. 60

Date: 03-07-2013

Read:

From the Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad Lr.Rc.No.167/RCO-ATP/2011, Dated: 08.04.2013.

ORDER:

Whereas, Sri D.Chandrasekhar Shastry (now Retired) worked as Hostel Welfare Officer Grade-II from 19.06.2008 to 11.04.2011 and by virtue of the post held by him, he falls under the category of public servants as defined under Section 21 of the Indian Penal Code 18 (General Act 45 of 1860);

2. And whereas, on credible information that the Hostel Welfare Officer of the Government Social Welfare (SC) Hostel for boys, Settur, Anantapur District, Sri D.Chandrasekhar Shastry (now Retired) has committed irregularities in the maintenance of the hostel, a surprise check was conducted on the hostel from 1310 hours on 11.04.2011 to 2350 hours on 11.04.2011 in the presence of the mediators;

3. And whereas, during the surprise check on perusal of the records, it was revealed that (i) the Hostel Welfare Officer had shown false attendance of the boarders in the Boarders Attendance Register maintained in the hostel and there by drawn excess amount of Rs.1,31,398/- towards Diet Charges during the period from 12.06.2010 to 11.04.2011 and failed to account for the shortage of Rs.25,502/- in the Cosmetic charges of the boarders, (ii) the Hostel Welfare Officer had not marked the issue of stocks in the Provisions and Stock issue Register resulting in variation of stocks in the form of either shortages or excesses and (iii) the Hostel Welfare Officer had not maintained the Registers of the hostel properly;

4. And whereas, since there was a prima-facie case of criminal misconduct and misappropriation of Government funds towards diet charges and Cosmetic charges by the Hostel Welfare Officer, Sri D.Chandrasekhar Shastry, (now Retired) a report was submitted to the Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad on 19.06.2011 with a request to issue orders to register a case of criminal misconduct against Sri D.Chandrasekhar Shastry, Hostel Welfare Officer of Social Welfare (SC) Hostel for Boys, Settur, (now Retired) Anantapur District;

(p.t.o)

5. And whereas, on that report, the Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad issued orders to register a case and taken up investigation against Sri D.Chandrasekhar Shastry, Hostel Welfare Officer of Social Welfare (SC) Hostel for Boys, Settur, (now Retired) Anantapur District vide Memorandum in Rc.No.010/DES-ATP/2011-S14, Dt.11.07.2011 of Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad. Accordingly, a case in Cr.No.06/RCO-ATP/2011, Under Section 13(2) read with section 13(1) (c) and (d) of Prevention of Corruption Act, 1988 and Under Section 403 and 409 of the Indian Penal Code was registered in Anti Corruption Bureau, Anantapur Range, Anantapur on 23.07.2011 and investigation taken up;

6. And whereas, during the course of investigation, the Mandal Education Officer, Settur, Anantapur District got compared the attendance of the boarders (marked by the Accused Officer) in the Boarders Attendance Register maintained in the hostel with the Attendance Registers of the respective schools (where the boarders of the said hostel studied) in order to arrive at the exact figure of the variation shown by the Accused Officer in the attendance of each boarder from 12th June, 2010 (day of opening schools) to 11th April, 2011 (day of Surprise Check on the hostel.);

7. And whereas, the Mandal Educational Officer, Settur vide his letter dated 30.08.2011 stated that a team consisting of 15 teachers and Mandal Resource Centers of different Government Schools of Settur Mandal compared the attendance of the boarders marked by the Hostel Welfare Officer in the Boarders Attendance Register of Scheduled Caste Hostel for boys, Settur with the attendance of the boarders in the 29 Attendance Registers of the 4 schools (in which the boarders of the said hostel studied) collected by him from the respective Schools. The Mandal Educational Officer in the letter mentioned above projected the calculation of false attendance of each boarder worked out by the team of teachers under his supervision with the assistance of the Assistant Social Welfare Officer;

8. And whereas, the Assistant Social Welfare Officer, Kalyandurg calculated the total amount misappropriated by the Hostel Welfare Officer by marking false attendance of the boarders for the period from 12th June, 2010 (day of opening schools) to 11th April, 2011 (day of Surprise Check on the hostel) basing on the false attendance shown by the Hostel Welfare Officer for each boarder. The Assistant Social Welfare Officer, Kalyandurg vide his letter dated 30.08.2011 stated that the total misappropriation in the Diet charges made by the Hostel Welfare Officer by showing excess and false attendance to the boarders of the hostel from 12.06.2010 to 11.04.2011 was to a tune of Rs.1,31,398/- basing on the Diet charges for each boarder per day;

9. And whereas, the Hostel Welfare Officer was also found in possession of blank vouchers of the suppliers of various commodities which shows the mollified intention of the Hostel Welfare Officer in manipulation of the stocks and their prices;

10. And whereas, the aforesaid acts of Sri D.Chandrasekhar Shastry, Hostel Welfare Officer of Social Welfare Hostel for Boys, Settur, (now Retired) Anantapur district constitute the offences punishable Under Section 13(2) read with section 13(1) (c) and (d) of the Prevention of Corruption Act, 1988 and Under Section 403 and 409 Indian Penal Code;

11. And whereas, the Government of Andhra Pradesh, after carefully examining the materials viz. copy of First Information Report, copies of statements of witnesses, copies of documents and other material in regard to the said allegation and having regard to the circumstances of the case consider that the said Sri D.Chandrasekhar Shastry, Hostel Welfare Officer of Social Welfare Hostel for Boys, Settur, (now Retired) Anantapur District should be prosecuted in a Court of law for the aforesaid offences any other offences relating to the said incidental;

12. Now, therefore in exercise of the powers conferred under clause (b) of sub section (1) of section 19 of the Prevention of Corruption Act, 1988 (central Act 49 of 1988) and section 197 of the Criminal Procedure Code 1973 Central Act 2 of 1974, the Government of Andhra Pradesh, do hereby accord sanction for the prosecution of the said Sri D.Chandrasekhar Shastry, Hostel Welfare Officer of Social Welfare Hostel for Boys, Settur, Anantapur district (now retired) for the aforesaid offences punishable Under Section 13(2) read with section 13(1) (c) and (d) of the Prevention of Corruption Act, 1988 and Under Section 403 and 409 the Indian Penal Code and for any other cognate offences punishable under the provisions of any other law in respect of the aforesaid Acts, while action or purporting to Act in the discharge of his official duties and for taking cognizance of the offence by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(J.RAYMOND PETER)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti Corruption Bureau,
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M.L.A. Colony,
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Hyderabad.